

On June 28, 2021, at approximately 4:41pm, our department received a Call for Service regarding a pig that was loose within city limits. Knoxville officers responded to locate the pig. I responded a few minutes later. When I arrived, I observed a group of people surrounding a large box. When I approached the box, I was able to see a white pig inside. A few minutes later, a man arrived stating that he was the owner of the pig. He took the pig and walked back to his residence. Bystanders advised that there was another pig a few blocks from this location that was approximately 400 pounds in size. I then drove to that location and was able to view a fairly large black pig in the backyard. The pig was resting under the awning of a shed. The yard was fenced with chain link material and the pig was also contained behind another additional section of fence. I observed a small pool filled with fresh, clean water. I did not observe anything to indicate that the pig was not being properly cared for.

While searching the City Code for permitted/not permitted animals I found code 6-4D-1, which states that no livestock is allowed. I was unable to find a definition for Livestock. By searching Iowa Code Chapter 717, I was able to see pigs, (porcine) fall under the definition of livestock. In talking with other city staff, it was determined that a pig of any kind is considered livestock under the current code. I also reviewed code 6-4c-1 Dangerous and Illegal Animals. I was not able to find information pertaining to pigs. Planning and Zoning Administrator, Bill Mettee, advised that City Attorney Bob Stuyvesant, should be contacted for advice on how to best handle the situation. Bill and I both spoke with Bob who stated that pigs of any breed are not allowed in city limits. Letters were sent via certified mail to both properties stating the violation of the code, time frame to remove the pig, fines, and appeal process.

Meredith Clark, CSO

MARION COUNTY SHERIFF'S OFFICE

Call For Service Record

06/28/2021 thru 06/28/2021 Record #: 36 on 06/28/2021 @ 16:24

Call #: **21014207**

Business:

Location: **W MADISON ST**
KNOXVILLE **IA** **50138**

Latitude: **0.00** Longitude: **0.00**

Call Type: **ANIMAL** **ANIMAL CALLS EXP DOGS AND COWS**

Police Grid: **0010** Fire Grid: **0010** Ambulance Grid: **0010** Other Grid: **0010**

Beat: **KPD** F A

Area/Agency: **A/KPD** **A/KCFD** **A/KCRS**

Priority: **3**

Reporting Party Information

Name: **F**, **K**

Address: **W MADISON ST**
KNOXVILLE, IA 50138

Phone:

Work Phone: Cell Phone:

Received: **06/28/2021 16:24:30**

by: via: **Phone**

Actual Type: **ANIMAL** **ANIMAL CALLS EXP DOGS AND**

Disposition: **AS** **ASSISTED**

Fire Disposition:

Amb Disposition:

Other Disposition:

Remarks:

THERE IS A PIG LOOSE
IT WAS IN THE ROAD
SHE WAS CONCERNED IT IS GOING TO GET HIT
Location changed from 400-Rt K W MADISON ST to W MADISON ST
W MADISON IS
HE ADVISED THE PIG IS IN HIS YARD NOW
IT IS NOT A POT BELLY PIG, BUT A FULL SIZE PIG

Unit Information:

Unit ID	Times					Officers
	Dispatch	Enroute	Arrived	Cleared	Quarters	
100	16:28:06	16:28		17:09		41
110	16:25:04	16:25	16:42	17:09		44
111	16:41:47	16:41	16:41	17:09		28
F0754 FULLER,AARON (KPD)						
R7374 ROBINSON,JAMIE (KPD)						
E1126 EASTWOOD,KYLE (KPD)						

Report Updated: 06/28/2021 17:09:47 by **MKING**

6-4D-1: PURPOSE:

A. Livestock Allowed: No livestock, with the exception of permitted fowl, shall be allowed within the city of Knoxville, Iowa. (Ord. 13-09, 9-16-2013)

CHAPTER 717

INJURY TO LIVESTOCK

Referred to in [§169C.1](#), [169C.5](#), [331.307](#), [331.308](#), [364.22](#), [364.22A](#), [459.501](#), [701.1](#), [717F.4](#)

Mistreatment of animals, see [chapter 717B](#)

717.1	Definitions.	717.4	Livestock in immediate need of sustenance — lien.
717.1A	Livestock abuse.	717.4A	Livestock in immediate need of sustenance — livestock remediation fund.
717.2	Livestock neglect.	717.5	Disposition of neglected livestock.
717.2A	Rescue of neglected livestock.	717.6	Rulemaking.
717.3	Livestock in immediate need of sustenance — court order.		

717.1 Definitions.

As used in [this chapter](#), unless the context otherwise requires:

1. “Department” means the department of agriculture and land stewardship.
2. “Electronic mail” means any message transmitted through the internet including but not limited to messages transmitted from or to any address affiliated with an internet site.
3. “Law enforcement officer” means a regularly employed member of a police force of a city or county, including a sheriff, who is responsible for the prevention and detection of crime and the enforcement of the criminal laws of this state.

4. “Livestock” means an animal belonging to the bovine, caprine, equine, ovine, or porcine species, ostriches, rheas, emus; farm deer as defined in [section 170.1](#); or poultry.

5. “Livestock care provider” means a person designated by a local authority to provide care to livestock which is rescued by the local authority pursuant to [section 717.2A](#).

6. “Local authority” means a city as defined in [section 362.2](#) or a county as provided in [chapter 331](#).

7. “Maintenance” means to provide on-site or off-site care to neglected livestock.

8. “Sustenance” means food, water, or a nutritional formulation customarily used in the production of livestock.

[C51, §2678; R60, §4318; C73, §3977; C97, §4818; C24, 27, 31, 35, 39, §13132; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §717.1]

94 Acts, ch 1103, §7; 95 Acts, ch 43, §14; 95 Acts, ch 134, §6; 2003 Acts, ch 149, §21, 23; 2011 Acts, ch 81, §5

Referred to in [§15E.202](#), [159.5](#), [162.1](#), [172E.1](#), [236.3](#), [236.4](#), [236.5](#), [484B.1](#), [501A.102](#), [562.1A](#), [717B.1](#), [717D.1](#), [911.5](#)

717.1A Livestock abuse.

A person is guilty of livestock abuse if the person intentionally injures or destroys livestock owned by another person, in any manner, including, but not limited to, intentionally doing any of the following: administering drugs or poisons to the livestock, or disabling the livestock by using a firearm or trap. A person guilty of livestock abuse commits an aggravated misdemeanor. [This section](#) shall not apply to any of the following:

1. A person acting with the consent of the person owning the livestock, unless the action constitutes livestock neglect as provided in [section 717.2](#).

2. A person acting to carry out an order issued by a court.

3. A licensed veterinarian practicing veterinary medicine as provided in [chapter 169](#).

4. A person acting in order to carry out another provision of law which allows the conduct.

5. A person reasonably acting to protect the person’s property from damage caused by stray livestock.

6. A person reasonably acting to protect a person from injury or death caused by stray livestock.

7. A research facility, as defined in [section 162.2](#), provided that the research facility performs functions within the scope of accepted practices and disciplines associated with the research facility.

94 Acts, ch 1103, §8; 2008 Acts, ch 1058, §17

Meredith Clark

From: Bill Mettee
Sent: Thursday, July 15, 2021 7:53 AM
To: Heather Ussery; Meredith Clark; Aaron Fuller
Subject: FW: Pot Belly Pigs in Town

From Oskaloosa Building Official.

From: Mike Flahive <MFlahive@oskaloosaiowa.org>
Sent: Thursday, July 15, 2021 7:49 AM
To: Bill Mettee <bmettee@knoxvilleia.gov>
Subject: RE: Pot Belly Pigs in Town

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good morning Bill,

Funny some of the questions we get asked as public servants! Lol. No, we don't allow these types of animals within the city limits since they're considered farm animals.

Mike

From: Bill Mettee <bmettee@knoxvilleia.gov>
Sent: Wednesday, July 14, 2021 3:42 PM
To: Mike Flahive <MFlahive@oskaloosaiowa.org>
Subject: Pot Belly Pigs in Town

Hey Mike –

Does Osky allow pot belly pigs as pets in town? Thanks,

Bill Mettee | Planning & Zoning Administrator
City of Knoxville | 305 S Third Street, Knoxville, IA 50138
(641) 828-0550 | www.knoxvilleia.gov



Meredith Clark

From: Dustin Hook <DHook@oskaloosaiowa.org>
Sent: Wednesday, July 14, 2021 3:59 PM
To: Meredith Clark
Subject: code for pigs

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Mrs. Clark,

Below is our code section regarding bothersome animals. I myself would include pot belly pigs as swine.

6.04.060 - Harboring bothersome animals.

It is unlawful for a person to keep within the city such bothersome animals as barking dogs, bees, cattle, horses, swine and sheep which tend to disrupt the peace and good order of the community.

Let me know if I can help you with anything else.

Dustin Hook
Firefighter City of Oskaloosa
220 North Market
Oskaloosa, IA 52577
641-673-3541
Dustin.Hook@oskaloosaiowa.org



On 7/14/2021, CSO reached out to the following communities regarding pigs (any breed) being allowed as pets within city limits. These were personal phone calls made, no interpretation of a city's code by CSO.

City of Pella = No pigs allowed unless zoned agricultural.

City of Oskaloosa = No pigs allowed.

City of Creston = No pigs without written permission by city council.

City of Indianola = No pigs allowed.



